IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

MONDAY, THE 22ND OCTOBER 2007 / 30TH ASWINA 1929

OP.No. 23169 of 1998(G)

PETITIONER:
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1. DR. M.M. ABDUL SHUKKOOR, TUTOR IN SALYA TANTRA,
GOVT. AYURVEDA COLLGE, TRIPUNITHURA.

2. DR. MARIKRISHNAN THIRUMANGALATH, TUTOR, DO.

3. DR. C. SHOBHANA, READER, DO.DO.\

BY ADV. SRI.K.P.DANDAPANI
SMT.SUMATHY DANDAPANI

RESPONDENTS:
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1. STATE OF KERALA, REP. BY SECRETARY TO GOVERNMENT, HEALTH & FAMILY WELFARE DEPARTMENT, SECRETARIAT, TRIVANDRUM.

2. THE COMMITTEE OF PRINCIPALS, GOVT. AYURVEDA COLLEGE, TRIVANDRUM.

3. DR. SUNITHA T.V., TUTOR, SWASTHA VRITHA DEPARTMENT, DO.

4. DR. AJITHA KUMARI, TUTOR, RACHANA SAREERA DEPARTMENT. DO. DO.

ADDL.R5: DR. VALSAN,P. KURIAN, READER IN PARASOOTHITHANTHRAM,
GOVT. AYURVEDIC MATERNITY HOSPITAL, POOJAPURA, TRIVANDRUM.

ADDL.R6:DR.G. CHANDRAKUMAR, LECTURER, GOVT. AYURVEDA COLLEGE, TRIPUNITHURA.

7. DR. P.K. SANTHAKUMARU, READER, DEPARTMENT OF SALAKYA TANTRA, DO.

8. DR. L.A.VILMET DAISY, READER, DEPARTMENT OF SALTATANTRA, DO. TVM.

9. DR. ASHRAFUDHEEN, TUTOR, DEPARTMENT OF KAYACHIKITA,
GOVT. DO.

10. DR.P. BENEDICT, TUTOR, DEPARTMENT OF SALYA TANTRA, DO.

11. DR. P.V. JAYASREE, LECTURER, DEPARTMENT OF DO. DO.

12. DR. C. REGHUNATHANNAIR, S/O. K.P. CHELLAPPAN PILLAI, KALPAKOM,
PAPPANAMCODE, TVM.

13. DR. P. SREEKANTAN NAIR, PROFESSOR, DO.

14. DR. MOHAMMED SALEEM A., READER, DEPT. OF RACHANA SAREERA, DO.

15. DR. S.K. RAMACHANDRAN, LECTURER, DEPT. OF KAUMARABHRUTHYA, DO.

16. DR. N.S. AJAYAGHOSH, LECTURER, DEPT. OF DO.

(ADDL.R5 IMPLEADED AS PER ORDER DT.4.2.99 IN CMP NO.2737/99

ADDL.R6 TO R11 IMPLEADED AS PER ORDER DT.12.2.99 IN CMP 5499/98

ADDL.R12 IMPLEADED AS PER ORDER DT.21.6.99 IN CMP 23281/99

ADDL.R13 TO R16 IMPLEADED AS PER ORDER DT.1.7.99 IN CMP 23097/99)

R3 & R4, R13 TO R16 BY ADV. DR.SEBASTIAN CHAMPAPPILLY
R5 BY ADV. SRI.BIJU ABRAHAM
R6 TO R11 BY ADV. SRI.M.V.BOSE
SRI.T.S.HARIKUMAR
R12 BY ADV. SRI.T.A.SHAJI
R1 BY SHRI R. LAKSHMINARAYANAN, GOVERNMENT PLEADER

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 22/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP NOS.14744/99 & 1736/99

DISMISSED.

22/10/2007 SD/- K. BALAKRISHNAN NAIR, JUDGE.

SD/- T.R. RAMACHANDRAN NAIR, JUDGE.

APPENDIX

EXT.P1-PHOTO COPY OF COMBINED GRADATION LIST OF TEACHING STAFF OF GOVT. AYURVEDA COLLEGE

EXT.P2-TRUE COPY OF GO DATED 19.3.96

EXT.P3-TRUE COPY OF GO DATED 19/3/96

EXT.P4- PHOTO COPY OF INTIMATION FROM PRINCIPAL, GOVT. AYURVEDA COLLEGE, TVM.

EXT.P5-TRUE COPY OF LIST SHOWING DATA OF THE TEACHING STAFF

EXT.P6-PHOTO COPY OF ORDER DATED 9.9.1998 OF R1

EXT.P7-PHOTO COPY OF GO. DATED 10.9.98 OF R1

EXT.P8-PHOTO COPY OF GO DATED 11.9.98

EXT.P9-TRUE COPY OF GO DATED 11.9.98 OF R1

EXT.P10-PHOTO COPY OF CHART SHOWING OPTION FINALISED ON 24.7.98

EXT.P10(A)- DO. SHOWING POSTING OF TEACHERS AS PER GO DATED 11.9.98

EXT.P11-TRUE COPY OF REPRESENTATION SUBMITTED BY FIRST PETITIONER BEFORE R1 DT.3.10.98

EXT.P12- DO. BY 2ND PETITIOENR DT.21.9.98

EXT.P13- DO. BY PETITOINER NO.3 DT.20.9.98

EXT.P14- NOTIFICATION DT.20.1.1998

EXT.P15-TRUE COPY OF GRADATION LIST OF TECHING STAFF OF GOVT. AYURVEDA COLLEGE, TVM., THRIPUNITHURA AND KANNUR AS ON 1.1.98

EXT.P16-TRUE COPY OF GO DATED 3.6.1990 ISSUED BY GOVT. OF KERALA.

RESPONDENTS' EXTS:

EXT.R3(A)-TRUE COPY OF ORDER FINALISING OPTIONS DT.9.9.98

EXT.R6(A)- TRUE COPY OF LIST OF SURPLUS STAFF IN SALYA TANTRA DEPARTMENT

EXT.R6(B)-CHART OF SURPLUS STAFF IN DO.

EXT.R6(C)- DO. IN KAYACHIKITSA DEPARTMENT.

// TRUE COPY //

K. Balakrishnan Nair &
T.R. Ramachandran Nair, JJ.

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O.P.NO.23169 of 1998-G

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Dated this the 22nd day of October, 2007

JUDGMENT

Balakrishnan Nair J.

The point raised by the petitioners is now squarely covered by more than one decision of this court. One of them is in O.P.No.19514/1998. Accordingly, this original petition is also dismissed.

(K. Balakrishnan Nair, Judge.)

(T.R. Ramachandran Nair, Judge.)

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K. Balakrishnan Nair &
T.R. Ramachandran Nair, JJ.
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O.P.NO.23169 of 1998-G
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JUDGMENT

22nd day of October, 2007